

DEC 03 2004

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**FACSIMILE TRANSMISSION****DATE:** December 3, 2004**MATTER NUMBER:** 10414115 /  
CLFR:169USD1

RECIPIENT:	FAX No.:	PHONE No.:
Commissioner for Patents U.S. Patent Office	(703) 872-9306	

**FROM:** Julie Erwin**FLOOR:** 20**PHONE:** (512) 536-3119**FAX:** (512) 536-4598**RE:** U.S. Patent Application No. 10/051,345 entitled "METHODS TO ENHANCE AND  
CONFINE EXPRESSION OF GENES" by Yuen Kai Fung et al.**NUMBER OF PAGES INCLUDING COVER PAGE:** 9**Message:**

Attached please find a Revocation and Subsitute Power of Attorney for the above-referenced U.S. Patent application.

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JULIE ERWIN AT (512) 536-3119 AS SOON AS POSSIBLE.**

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12-2-04; 1:57PM:CLAYTON FOUNDATION

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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Yuen Kai Fung *et al.*

Serial No.: 10/051,345

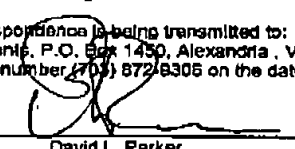
Filed: January 18, 2002

For: METHODS TO ENHANCE AND  
CONFINE EXPRESSION OF GENES

Group Art Unit: 1635

Examiner: Unknown

Atty. Dkt. No.: CLFR:169USD1

CERTIFICATE OF FACSIMILE TRANSMISSION 37 C.F.R. § 1.8	
I certify that this correspondence is being transmitted to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, facsimile number (703) 872-8305 on the date below.	
12/3/04 Date	 David L. Parker

**REVOCATION AND SUBSTITUTE POWER OF ATTORNEY**  
**PURSUANT TO 37 C.F.R. §§ 3.71 and 3.73(b)**  
**AND CHANGE OF CORRESPONDENCE ADDRESS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

The undersigned, being Assignee of record of the entire interest in the above-identified application by virtue of an assignment recorded in the United States Patent and Trademark Office as set forth below, hereby elects, under 37 C.F.R. § 3.71, to prosecute the application to the exclusion of the inventors.

The Assignee hereby revokes any previous Powers of Attorney and appoints the following ten (10) patent practitioners:

David L. Parker, Reg. No. 32,165;  
Mark B. Wilson, Reg. No. 37,259;  
Steven L. Highlander, Reg. No. 37,642;  
Robert E. Hanson, Reg. No. 42,628;  
Gina N. Shishima, Reg. No. 45,104; andMichael R. Krawzsenek, Reg. No. 51,898  
Charles P. Landrum, Reg. No. 46,855  
Melissa W. Acosta, Reg. No. 45,872  
Jila Bakker, Reg. No. 53,962;  
Melissa L. Sistrunk, Reg. No. 45,579

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12- 2-04: 1:57PM;CLAYTON FOUNDATION

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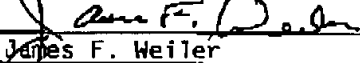
each an attorney or agent of the firm of FULBRIGHT & JAWORSKI L.L.P., as its attorney or agent for so long as they remain with such firm, with full power of substitution and revocation, to prosecute the application, to make alterations and amendments therein, to transact all business in the Patent and Trademark Office in connection therewith, and to receive any Letters Patent, and for one year after issuance of such Letters Patent to file any request for a certificate of correction that may be deemed appropriate.

Pursuant to 37 C.F.R. § 3.73, the undersigned has reviewed the evidentiary documents, specifically the Assignment to RESEARCH DEVELOPMENT FOUNDATION, referenced below, and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee.

Please direct all communications as follows:

David L. Parker  
FULBRIGHT & JAWORSKI L.L.P.  
600 Congress Avenue, Suite 2400  
Austin, Texas 78701  
512/474-5201

ASSIGNEE:  
RESEARCH DEVELOPMENT  
FOUNDATION

By:   
Name: James F. Weiler  
Title: Vice President  
Date: December 2, 2004

ASSIGNMENT:

☐ Concurrently filed  
☒ Previously recorded  
Date: September 28, 2000  
Reel: 011157  
Frames: 0109

25478430.1



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
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DECEMBER 09, 2000

PTAS

MCGREGOR & ADLER, LLP  
BENJAMIN ADLER  
8011 CANDLE LN.  
HOUSTON, TEXAS 77071



UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

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RECORDATION DATE: 09/28/2000

REEL/FRAME: 011157/0109  
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

FUNG, YUEN KAI

DOC DATE: 11/10/1999

ASSIGNOR:

T'ANG, ANN

DOC DATE: 11/10/1999

ASSIGNOR:

GOMER, CHARLES J.

DOC DATE: 11/10/1999

ASSIGNEE:

RESEARCH DEVELOPMENT FOUNDATION  
402 NORTH DIVISION STREET  
CARSON CITY, NEVADA 89703

SERIAL NUMBER: 09376774  
PATENT NUMBER:FILING DATE: 08/17/1999  
ISSUE DATE:

011157/0109 PAGE 2

MAURICE CARTER, EXAMINER  
ASSIGNMENT DIVISION  
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10-19-2000



101491552

OF COMMERCE  
Trademark Office**Recordation Form Cover Sheet**

To the Honorable Commissioner of Patents and Trademarks. Please record the attached documents.

1. Name of conveying party(ies):  
**Yuen Kai Fung**  
**Ann T'Ang**  
**Charles J. Gomer**

2. Name and address of  
receiving party(ies):  
Name: **Research Development**  
**Foundation**  
Address: **402 North Division Street**  
**Carson City, NV 89703**

Additional names of conveying party(ies) attached?  
☒ NO ☐ YES

3. Nature of Conveyance:  
☒ Assignment ☐ Merger  
☐ Security Agreement  
☐ Change of Name  
☐ OTHER \_\_\_\_\_

Additional names & addresses attached?  
☒ NO ☐ YES

Execution Date(s): November 10, 1999.

4. Application number(s) or patent number(s): **09/376,774**  
Additional numbers attached? ☒ NO ☐ YES

5. Name and address of party to whom correspondence concerning  
document should be mailed:

Name:  
**Dr. Benjamin Adler**  
**McGREGOR & ADLER, LLP**

Address:  
**8011 Candle Ln.**  
**Houston, Texas 77071**

6. Total number of applications and patents involved: **1**

7. Total Fee (37 CFR 3.41):.....\$**40.00** ☒ enclosed ☐ authorized to charge deposit  
account

8. Deposit Account number: \_\_\_\_\_ (duplicate copy attached if paying by deposit  
account)

9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and  
correct and any attached copy is a true copy of the original document.*

**Benjamin Aaron Adler Ph.D., J.D.**  
Name of person signing

  
Signature

**9/25/00**  
Date

Total number of pages comprising cover sheet: **1**

0/19/2000 NTHAI1 00000036 09376774

1 FC:581

40.00 DP

D6087

**ASSIGNMENT**

WHEREAS, we, Yuen Kai Fung and Ann T'Ang, both of 2455 Ivanhoe Drive, Los Angeles, CA 90039, and Charles J. Gomer, of 1059 Fountain Springs Lane, Glendora, CA 91741, (hereinafter collectively called "ASSIGNORS"), are co-inventors and owners of certain new and useful improvements in *Methods to Enhance and Confine Expression of Genes*, an application for United States Letters Patent having been filed on August 17, 1999 and given United States Serial Number 09/376,774;

WHEREAS, the Research Development Foundation (hereinafter called "ASSIGNEE") a non-profit organization duly organized and existing under and by virtue of the laws of the state of Nevada, and having a place of business at 402 North Division Street, Carson City, Nevada 89703, is desirous of acquiring and ASSIGNORS are desirous of assigning to ASSIGNEE all right, title and interest in and to said invention and application identified above;

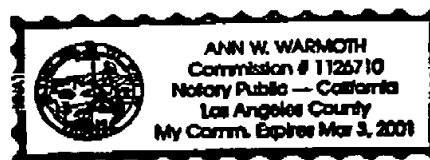
NOW, THEREFORE, ASSIGNORS, for and in consideration of Ten Dollars (\$10.00) to us in hand paid, and for other good and valuable consideration, the receipt of all of which is hereby acknowledged, do hereby sell, assign and convey upon ASSIGNEE and its successors and assigns the entire right, title and interest throughout the world in the inventions and improvements which are subject of an application for United States Patent signed by me, this assignment including said application, any and all United States and foreign patents, utility models, and design registrations granted for any of said inventions or improvements, and the right to claim priority based on the filing date of said application under the International Convention for the Protection of Industrial Property, the Patent Cooperation Treaty, the European Patent Convention, and all other treaties of like purposes; and I authorize the Assignee to apply in all countries in my name or in its own name for patents, utility models, design registrations and like rights of exclusion and for inventors' certificates for said inventions and improvements; and I agree for me and my respective heirs, legal representatives and assigns, without further compensation to perform such lawful acts and to sign such further applications, assignments, Preliminary Statements and other lawful documents as the Assignee may reasonably request to effectuate fully this assignment.

Oct. 20 1999 11:22AM P3

And I do further covenant and agree that I will, at any time upon request, communicate to the Assignee, its successors, assigns or other legal representative, such facts relating to said invention and Letters Patent or the file history thereof as may be known to us, and testify as to the same in any interference or other litigation when requested, without further compensation but at the expense of said Assignee, its successors or other legal representatives.

DATE: Nov 10, 1999

Yuen Kai Fung  
Yuen Kai Fung

STATE OF California :COUNTY OF Los Angeles :

Before me this 10th day of November, 1999, personally appeared Yuen Kai Fung known to me to be the person whose name is subscribed to the foregoing Assignment and acknowledged that he executed the same as his free act and deed for the purposes therein contained.

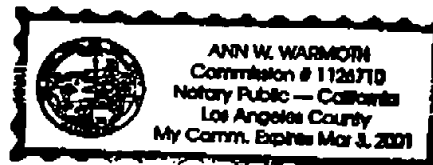
Notary Public Ann W. WarmothMy Commission Expires: Mar. 3, 2001DATE: Nov. 10, 1999

Charles J. Gomer  
Charles Gomer

STATE OF California :COUNTY OF Los Angeles :

Before me this 10th day of November, 1999, personally appeared Charles J. Gomer known to me to be the person whose name is subscribed to the foregoing Assignment and acknowledged that he executed the same as his free act and deed for the purposes therein contained.

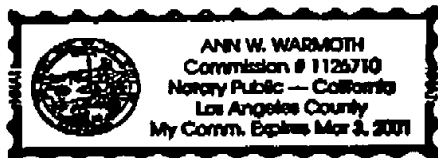
Ann W. Warmoth  
Notary Public  
Mar. 3, 2001  
My Commission Expires:





DATE: 11/10/99Anne T'Ang  
Anne T'AngSTATE OF California:COUNTY OF Los Angeles:

Before me this 10<sup>th</sup> day of November, 1999, personally appeared Anne T'Ang known to me to be the person whose name is subscribed to the foregoing Assignment and acknowledged that she executed the same as her free act and deed for the purposes therein contained.

Notary Public Ann W. WarmothMy Commission Expires: Mar. 3, 2001

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